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Attorneys for Avnet, Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re Capacitors Antitrust Litigation

Case No. 3:17-md-2801-JD

This document relates to:

**STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL**

*Avnet, Inc., v. Hitachi Chemical Co., Ltd., et
al., Case No. 3:17-cv-07046-JD*

Plaintiff Avnet, Inc. (“Avnet”) and Defendants ELNA Co., Ltd. and ELNA America Inc. (collectively, “ELNA”) pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure hereby stipulate to the dismissal of the present action with prejudice and state as follows:

1. Avnet and ELNA seek the dismissal of this action with prejudice against ELNA only.

2. Avnet and ELNA agree that each party shall bear its own costs and attorneys’ fees in connection with this action.

3. This stipulation does not affect the rights or claims of Avnet against any other defendant or alleged co-conspirator in this litigation.

WHEREFORE, the parties respectfully request that this Court issue an Order of Dismissal against ELNA only.

/s/ Scott N. Wagner

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*Attorneys for Defendants ELNA Co., Ltd. and
 ELNA America Inc.*

ECF ATTESTATION

I, Scott N. Wagner, an ECF User whose ID and Password are being used to file
STIPULATION AND [PROPOSED] ORDER OF DISMISSAL.

In compliance with Civil Local Rule 5-1, I hereby attest that counsel for ELNA has
concurred in this filing.

DATED: May 19, 2023

By: /s/ Scott N. Wagner
Scott N. Wagner

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

UNITED STATES DISTRICT JUDGE